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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	WAGNER et al.	Examiner:	Unassigned
Serial No.:	10/816,464	Group Art Unit:	3762
Filed:	April 1, 2004	Docket No.:	GUID.610PA (03-551)
Title:	SUBCUTANEOUS CARDIAC STIMULATION SYSTEM WITH PATIENT ACTIVITY SENSING		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to:, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 10, 2005.

By: 

Kelly S. Waltigney

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Forms 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on the merits for the above-identified application. Accordingly, no fee is due for consideration of the item(s) listed on the enclosed Form 1449.

One or more items were also first cited in a communication from a foreign patent office regarding a counterpart PCT application not more than three months prior to the filing of the information disclosure statement.

In accordance with 37 C.F.R. §1.98(a)(2), and the 05 August 2003 Official Gazette Notice, only a copy of each foreign document or non-U.S. patent/application listed on the enclosed Forms 1449 is provided.

Please note that any notations or markings on the attached documents do not reflect particular relevance, or lack thereof, to the present application, nor were they necessarily made by anyone affiliated with the prosecution of the present application.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Forms 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Respectfully submitted,

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651/686-6633

Dated: February 10, 2005

By:



Mark A. Hollingsworth
Reg. No. 38,491

FORM 1449 SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: GUID.610PA	Application Number: 10/816,464
	Applicant: WAGNER <i>et al.</i>	
	Filing Date: April 1, 2004	Group Art Unit: 3762

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5,417,714	05/23/1995	LEVINE <i>et al.</i>			
	5,342,404	08/30/1994	ALT <i>et al.</i>			
	6,144,879	11/07/2000	GRAY			
	6,122,536	9/19/2000	SUN <i>et al.</i>			
	5,556,421	9/17/1996	PRUTCHI <i>et al.</i>			
	6,198,952	3/6/2001	MIESEL			
	2002/107552	8/08/2002	GILKERSON <i>et al.</i>			
	2002/147474	10/10/2002	MORRIS <i>et al.</i>			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
	EP 0 488 512 A	3/06/1992	EPO			
	WO 03/020367 A	13/03/2003	WIPO			

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	